

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00125-JEB**

NISKANEN CENTER v. FEDERAL ENERGY
REGULATORY COMMISSION
Assigned to: Judge James E. Boasberg
Case in other court: USCA for DC, 18-01224
Cause: 05:552 Freedom of Information Act

Date Filed: 01/18/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

NISKANEN CENTER

represented by **Megan C. Gibson**
NISKANEN CENTER
820 1st Street, NE
Washington, DC 20002
(202) 810-9260
Email: m.gibson.esquire@gmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**FEDERAL ENERGY REGULATORY
COMMISSION**

represented by **Scott Leeson Sroka**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-7113
Fax: (202) 252-2599
Email: scott.sroka@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/18/2019	<u>1</u>	COMPLAINT against FEDERAL ENERGY REGULATORY COMMISSION (Filing fee \$ 400, receipt number 4616096374) filed by NISKANEN CENTER. (Attachments: # <u>1</u> Civil Cover Sheet)(ztd) (Entered: 01/23/2019)
01/18/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by NISKANEN CENTER (ztd) (Entered: 01/23/2019)
01/18/2019		SUMMONS (3) Issued as to FEDERAL ENERGY REGULATORY COMMISSION, U.S. Attorney and U.S. Attorney General (ztd) (Entered: 01/23/2019)
01/18/2019	<u>3</u>	NOTICE OF RELATED CASE by NISKANEN CENTER. Case related to Case No. 18-1224 in USCA for DC. (ztd) (Entered: 01/23/2019)
01/30/2019	<u>4</u>	REQUEST FOR SUMMONS TO ISSUE filed by NISKANEN CENTER. (Attachments: # <u>1</u> Summons Request DC AG, # <u>2</u> Summons Request US AG)(Gibson, Megan) (Entered: 01/30/2019)
01/31/2019	<u>5</u>	SUMMONS (3) Reissued Electronically as to FEDERAL ENERGY REGULATORY COMMISSION, U.S. Attorney and U.S. Attorney General. (Attachment: # <u>1</u> Notice and Consent) (tth) (Entered: 01/31/2019)
02/08/2019	<u>6</u>	NOTICE of Appearance by Scott Leeson Sroka on behalf of All Defendants (Sroka, Scott) (Entered: 02/08/2019)
02/08/2019	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL ENERGY REGULATORY COMMISSION served on 2/4/2019

		(Attachments: # <u>1</u> Proof of Service)(Gibson, Megan) (Entered: 02/08/2019)
02/08/2019	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/04/2019., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/4/2019. (Answer due for ALL FEDERAL DEFENDANTS by 3/6/2019.) (See Docket Entry <u>7</u> to view document) (jf) (Entered: 02/11/2019)
02/11/2019		NOTICE OF ERROR re <u>7</u> Summons Returned Executed as to Federal Defendant; emailed to m.gibson.esquire@gmail.com, cc'd 1 associated attorneys -- The PDF file you docketed contained errors: 1. Document incomplete/illegible, 2. DO NOT REFILE – Counsel is reminded to docket/file all parts of their pleading (zjf,) (Entered: 02/11/2019)
03/06/2019	<u>9</u>	ANSWER to <u>1</u> Complaint by FEDERAL ENERGY REGULATORY COMMISSION.(Sroka, Scott) (Entered: 03/06/2019)
03/07/2019		MINUTE ORDER: The parties shall confer and submit a joint proposed briefing schedule by March 21, 2019. So ORDERED by Judge James E. Boasberg on 3/7/2019. (lcjeb1) (Entered: 03/07/2019)
03/07/2019		Set/Reset Deadlines: Joint Proposed Briefing Schedule due by 3/21/2019. (znbn) (Entered: 03/07/2019)
03/20/2019	<u>10</u>	PROPOSED BRIEFING SCHEULE by FEDERAL ENERGY REGULATORY COMMISSION. (Sroka, Scott) (Entered: 03/20/2019)
03/20/2019		MINUTE ORDER ADOPTING <u>10</u> Proposed Briefing Schedule. The Court ORDERS that: 1) Defendants' Motion for Summary Judgment shall be due by May 20, 2019; 2) Plaintiff's Cross–Motion and Opposition shall be due by July 19, 2019; 3) Defendants' Reply and Opposition shall be due by August 19, 2019; and 4) Plaintiff's Reply, if any, shall be due by September 18, 2019. So ORDERED by Judge James E. Boasberg on 3/20/2019. (lcjeb1) (Entered: 03/20/2019)
03/20/2019		Set/Reset Deadlines: Summary Judgment motions due by 5/20/2019. Response to Motion for Summary Judgment due by 7/19/2019. Reply to Motion for Summary Judgment due by 8/19/2019. Responses due by 9/18/2019. (lsj) (Entered: 03/20/2019)
05/20/2019	<u>11</u>	MOTION for Summary Judgment and Supporting Memorandum by FEDERAL ENERGY REGULATORY COMMISSION (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Declaration of Leonard M. Tao, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D)(Sroka, Scott) (Entered: 05/20/2019)
07/19/2019	<u>12</u>	MOTION for Summary Judgment by NISKANEN CENTER (Attachments: # <u>1</u> Exhibit M. Gibson Declaration, # <u>2</u> Exhibit P. White Declaration, # <u>3</u> Text of Proposed Order, # <u>4</u> Certificate of Service)(Gibson, Megan) (Entered: 07/19/2019)
07/19/2019	<u>13</u>	RESPONSE re <u>11</u> MOTION for Summary Judgment and Supporting Memorandum filed by NISKANEN CENTER. (Attachments: # <u>1</u> Exhibit M. Gibson Declaration, # <u>2</u> Exhibit P. White Declaration, # <u>3</u> Text of Proposed Order, # <u>4</u> Certificate of Service)(Gibson, Megan) (Entered: 07/19/2019)
08/16/2019	<u>14</u>	MOTION for Extension of Time to File Response/Reply as to <u>11</u> MOTION for Summary Judgment and Supporting Memorandum by FEDERAL ENERGY REGULATORY COMMISSION (Sroka, Scott) (Entered: 08/16/2019)
08/16/2019		MINUTE ORDER: The Court ORDERS that Defendant shall file a Notice by August 20, 2019, setting forth Plaintiff's position on the pending <u>14</u> Motion. So ORDERED by Judge James E. Boasberg on 8/16/2019. (lcjeb3) (Entered: 08/16/2019)
08/16/2019		Set/Reset Deadlines: Defendant shall file a Notice by 8/20/2019. (znbn) (Entered: 08/20/2019)
08/20/2019	<u>15</u>	NOTICE in Response to Court Order by FEDERAL ENERGY REGULATORY COMMISSION re Order (Sroka, Scott) (Entered: 08/20/2019)
08/20/2019		MINUTE ORDER GRANTING Defendant's <u>14</u> Motion for Extension of Time. Defendant shall file its Reply on or before 8/30/2019. So ORDERED by Judge James

		E. Boasberg on 08/20/2019. (lcjeb2) (Entered: 08/20/2019)
08/20/2019		Set/Reset Deadlines: Replies due by 8/30/2019. (znbn) (Entered: 08/20/2019)
08/22/2019	<u>16</u>	Consent MOTION for Extension of Time to File Response/Reply by NISKANEN CENTER (Gibson, Megan) (Entered: 08/22/2019)
08/22/2019		MINUTE ORDER GRANTING Consent <u>16</u> Motion for Extension of Time. The Court ORDERS that Plaintiff shall file its Reply by 10/2/2019. So ORDERED by Judge James E. Boasberg on 08/22/2019. (lcjeb2) (Entered: 08/22/2019)
08/22/2019		Set/Reset Deadlines: Replies due by 10/2/2019. (znbn) (Entered: 08/22/2019)